

The Honorable Richard A. Jones

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PLAGUE POPPETS, LLC, a Washington  
limited liability company,

Plaintiff,

v.

CONTEND, LLC, a Delaware limited liability  
company,

Defendant.

NO. 2:23-cv-01602-RAJ

STIPULATION AND ORDER TO  
REMAND REMOVED ACTION

Plaintiff Plague Poppets, LLC and Defendant Contend, LLC stipulate as follows:

1. On July 27, 2023, Plaintiff commenced an action in the Superior Court of the State of Washington for King County, entitled Plague Poppets, LLC, a Washington limited liability company, Plaintiff vs. Contend, LLC, a Delaware limited liability company, Defendant, as Case Number 23-2-13802-3 SEA (the “Action”).

2. Service of process was completed on September 13, 2023, by personal service of the Complaint, Summons, Case Information Cover Sheet and Area Designation, and Order Setting Civil Case Schedule on Contend, LLC c/o its registered agent, Neal Marks, at its registered office address in California. Proof of service was provided by affidavit of the process server.

STIPULATION AND ORDER TO  
REMAND REMOVED ACTION – 1

**bracepoint**  
law, p.s.

2775 Harbor Avenue SW, Suite D  
Seattle, WA 98126-2138  
Tel (206) 212-0032  
Fax (206) 770-6548

1           3.       On October 18, 2023, Defendant filed a Notice of Removal of the Action  
2 pursuant to 28 U.S.C. §§ 1332, 1441, and 1446, with the United States District Court for the  
3 Western District of Washington.

4           4.       On October 19, 2023, Defendant completed the removal process by filing a  
5 conformed copy of the Notice of Removal with the King County Superior Court.

6           5.       After discussion, the Parties have agreed that because the removal was over 30  
7 days after the date of service upon Defendant, the Action should be remanded to the King  
8 County Superior Court, State of Washington. To that end, the Parties hereby stipulate that the  
9 Action be remanded to King County Superior Court.  
10

11           6.       The Parties further stipulate that each party shall bear its own attorney's fees and  
12 costs with respect to the removal and subsequent remand of the Action pursuant to this  
13 stipulation and order.  
14

15 DATED: November 3, 2023.

BRACEPOINT LAW, P.S

16 By: s/ Steven W. Edmiston

Steven W. Edmiston, WSBA No. 17136

17  
18 By: s/ Mark V. Jordan

Mark V. Jordan, WSBA No. 18461

19 2775 Harbor Avenue SW, Suite D

20 Seattle, WA 98126

21 Tele: 206.212.0032

22 Fax: 206.770-6548

E-mail: [steve@bracepointlaw.com](mailto:steve@bracepointlaw.com)

E-mail: [mjordan@bracepointlaw.com](mailto:mjordan@bracepointlaw.com)

23 Attorneys for Plaintiff Plague Poppets, LLC  
24  
25  
26

STIPULATION AND ORDER TO  
REMAND REMOVED ACTION – 2

**bracepoint**  
law, p.s.

2775 Harbor Avenue SW, Suite D

Seattle, WA 98126-2138

Tel (206) 212-0032

Fax (206) 770-6548

1 DATED: November 3, 2023.

DAVIS WRIGHT TREMAINE LLP  
Attorneys for Contend, LLC

2  
3 By: s/ Lauren B. Rainwater  
Lauren B. Rainwater, WSBA No. 43625

4  
5 By: s/ MaryAnn Almeida  
MaryAnn Almeida, WSBA No. 49086

6  
7 By: s/ Francesca Reifer  
Francesca Reifer, WSBA No. 54450

8 920 Fifth Avenue, Suite 3300  
9 Seattle, WA 98104-1610  
10 Tele: 206-757-8119  
11 Fax: 206-757-7016  
12 E-mail: [laurenrainwater@dwt.com](mailto:laurenrainwater@dwt.com)  
13 E-mail: [maryannalmeida@dwt.com](mailto:maryannalmeida@dwt.com)  
14 E-mail: [francescareifer@dwt.com](mailto:francescareifer@dwt.com)  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

STIPULATION AND ORDER TO  
REMAND REMOVED ACTION – 3

**bracepoint**  
law, p.s.  
2775 Harbor Avenue SW, Suite D  
Seattle, WA 98126-2138  
Tel (206) 212-0032  
Fax (206) 770-6548

**ORDER**

On November 3, 2023, the Parties to the above-referenced action filed a Stipulation to Remand Removed Action. The Court having reviewed that stipulation and good cause appearing, orders as follows:

1. The Parties' Stipulation is approved;
2. Western District of Washington case number 2:23-cv-01602-RAJ, styled Plague Poppets, LLC v. Contend, LLC, is hereby remanded to King County Superior Court, State of Washington; and
3. Each party shall bear its own attorney's fees and costs with respect to the removal and subsequent remand of the Action pursuant to this stipulation and order.

IT IS SO ORDERED.

DATED this 6th day of November, 2023.



The Honorable Richard A. Jones  
United States District Judge